

**SUPREME COURT MINUTES  
FRIDAY, JUNE 2, 2006  
SAN FRANCISCO, CALIFORNIA  
AMENDED**

The Supreme Court of California reconvened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Friday, June 2, 2006, at 9:00 a.m..

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan.

Officers present: Frederick K. Ohlrich, Clerk; and Gail Gray, Calendar Coordinator.

S127176      The People, Plaintiff and Respondent.  
v.  
Charles Grover Pokovich Defendant and Appellant.  
Cause called. Hayes H. Gable, III argued for Appellant.  
Robert Gezi, Office of the Attorney General argued for Respondent.  
Mr. Gable replied.  
Cause submitted.

The Honorable Ming W. Chin and the Honorable Carol A. Corrigan not participating in consideration of the following case, did not take the bench.

The Honorable Richard Huffman, Associate Justice, Court of Appeal, Fourth Appellate District, and Honorable Harry E. Hull, Associate Justice, Court of Appeal, Third District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S133343      MICROSOFT Corporation, Plaintiff and Respondent,  
v.  
Franchise Tax Board, Defendant and Appellant.  
Cause called. James P. Kleier argued for Respondent.  
Julian O. Standen argued for Appellant.  
Mr. Kleier replied.  
Cause submitted.

The Honorable Ming W. Chin and the Honorable Carol A. Corrigan not participating in consideration of the following case, did not take the bench.

The Honorable Richard Huffman Associate Justice, Court of Appeal, Fourth appellate District, and Honorable Harry E. Hull, Associate Justice, Court of Appeal, Third Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S127086      General Motors Corporation, Plaintiffs and Appellants,  
v.  
Franchise Tax Board, Defendant and Appellant.  
Cause called. Charles R. Ajalat argued for Appellants General Motors Corporation et al.  
Stephen Lew, Office of the Attorney General, argued for Appellant Franchise Tax Board.  
Shirley Sicilian argued for Amicus Curiae Multistate Tax Commission.  
Mr. Ajalat replied.  
Cause submitted.

Court recessed until 1:30 p.m. this date.

S131992      Essex Insurance Company, Plaintiff, Cross-Complainant and Appellant.  
v.  
Five Star Dye House, Inc., Defendant, Cross-Complainant and Respondent.  
Cause called. Edmund Farrell argued for Appellant.  
Herbert Dodell argued for Respondent.  
Mr. Farrell replied.  
Cause submitted.

S124090      The People, Plaintiff and Respondent,  
v.  
Cathy Dawn Garcia, Defendant and Appellant.  
Cause called. Donald E. deNicola, Office of the Attorney General, argued for Respondent.  
Elizabeth M. Campbell argued for Appellant.  
Gary Smith argued for Amicus Curiae Legal Services.  
Mr deNicola replied.  
Cause submitted.

S014394      The People Respondent,  
v.  
Fermin Rodriguez Ledesma, Appellant.  
Cause called. Jeffrey J. Stuetz argued for Appellant.  
Moona Nandi, Office of the Attorney General, argued for  
Respondent.  
Mr. Stuetz replied.  
Cause submitted.